RETIRED OFFICERS ASSOCIATION BULLETIN

Published Quarterly
For Members

VOL. I | OCTOBER, 1945 | NO. 3

Results of Vote on New Plan For Membership and Dues

Twenty-nine hundred and seventy-five postcard ballots were mailed on August 1st, 1945 to those members entitled to vote whose addresses were current on our records. 1,180 ballots were received.

A committee of which Commander C. W. Cairnes was designated as Chairman, and Brigadier General Charles D. Roberts, USA, Commander Lincoln Humphreys, USN, Colonel James Totten, USA and Captain John S. Roberts, USMC, members, was appointed by the President 20 July 1945, to hold, count and report the vote, submitted the following report on September 6, 1945:—

"The votes on new plan of membership and dues have been checked by the Committee appointed by the President with the following results:—

a—yes	1099	d—1	612
no	70	d—2	190
b—yes	1066	e—1	440
no	73	e—2	62
c—yes	1110	h—yes	684
no	44	no	48

"Six ballots were too defective to be counted,—three of which were dated after August 31, 1945.

"Many members failed to vote on certain questions, hence the total number of ballots counted does not check with the total number of votes recorded. Tally sheets attached hereto.

"Final check of tally sheets made by

(Signed) Charles D. Roberts
Brigadier General USA (Ret)

(in absence of Comdr. Cairnes, Chairman)

(Signed) Lincoln Humphreys
Commander, M.C. USN (Ret)"

The Board of Directors, at its regular quarterly meeting September 14, 1945 adopted the foregoing report, and the following resolution to implement it:—

"Whereas,—The report of the committee to count the votes recently received by mail from the membership shows a decided majority in favor of the propositions proposed, and

"Whereas,—It is necessary that a date be set upon which those propositions shall become effective, and

"Whereas,—The decisions thus made by the membership now requires changes in the By-Laws by amendments thereto, which can be made at this meeting by authority of Article X, Section 1 of the By-Laws, now, therefore, be it

RESOLVED, — That Saturday, September 15, 1945, be the date upon which the action of the membership upon the propositions recently presented to it for vote by mail shall become effective, and be it further

RESOLVED, — That the present By-Laws as amended to April 12, 1944, be further amended as follows:—

ARTICLE II, MEMBERSHIP — Add after "MEMBERSHIP" in title the words "AND VOTING RIGHTS."

Section 4. Strike out the section and insert new section 4:—

"Membership shall be of three classes, viz.;

(a) MEMBERS, those joining on or after September 15, 1945, upon and after which date Life Membership and Associate Membership *for new members* is suspended.

(b) ASSOCIATE MEMBERS, who joined the Association prior to September 15, 1945, and who will become Life Members upon full payment of $30.00.

RETIRED OFFICERS ASSOCIATION BULLETIN

Published Quarterly By The
RETIRED OFFICERS ASSOCIATION
(INCORPORATED)
2517 CONNECTICUT AVENUE, N. W.
WASHINGTON 8, D. C.
TELEPHONE DEcatur 2022

PRESIDENT
Admiral David F. Sellers, 2216 Wyoming Ave., N.W., DE. 6024
FIRST VICE PRESIDENT
Maj. Gen. Louis McCarty Little, 3010 "O" St., N.W., ME. 7239
SECOND VICE PRESIDENT
Maj. Gen. Walter C. Baker, Kennedy Warren Apts., CO. 8869
THIRD VICE PRESIDENT
Lieut. Commander Charles W. Cairnes, U.S.C.G., Ontario Apts., CO. 0800
EXECUTIVE VICE PRESIDENT AND TREASURER
Rear Admiral Harry G. Hamlet, 6410 Beechwood Drive, Chevy Chase 15, Md., WI. 4818
PRESIDENT EMERITUS
Colonel A. T. Marix, U.S.M.C., 6616 W. Olympic Boulevard, Los Angeles 36, Calif.
BOARD OF DIRECTORS
Admiral David F. Sellers, U.S.N., Chairman
Rear Admiral Charles Conard, U.S.N.
Captain Robert Henderson, U.S.N.
Captain Chester Wells, U.S.N.
Commander Lincoln Humphreys, U.S.N.
Major General Louis M. Little, U.S.M.C.
Captain John D. Roberts, U.S.M.C.
Brig. General Rufus Lane, U.S.M.C.
Rear Admiral George C. Carmine, U.S.C.G.
Rear Admiral Harry G. Hamlet, U.S.C.G.
Rear Admiral William J. Wheeler, U.S.C.G.
Lieut. Comdr. Charles W. Cairnes, U.S.C.G.
Major General Walter C. Baker, U.S.A.
Major General John H. Hughes, U.S.A.
Brig. General Francis H. Pope, U.S.A.
Brig. General Charles D. Roberts, U.S.A.
Colonel Lawrence C. Crawford, U.S.A.
Colonel James Totten, U.S.A.
Colonel Albert G. Love, U.S.A.
Colonel Harry La T. Cavenaugh, U.S.A., Ret.
Medical Director Allan McLaughlin, U.S.P.H.S.
Medical Director John W. Kerr, U.S.P.H.S.
Captain G. T. Rude, U.S.C. & G. S.
Commander Frank S. Borden, U.S.C. & G. S.

EDITOR ..... H. G. HAMLET

Entered as second class matter, May 2, 1945, at the Post Office at Washington, D. C., under the Act of March 3, 1879.

Subscription price, 50c per year

(c) LIFE MEMBERS who became such prior to September 15, 1945, or become such pursuant to subsection (b) of this Section.

Section 5. Strike out the section and insert new Section 5:—

Life members, Associate Members and Members shall be entitled to vote upon any matter properly submitted to the entire membership for vote.

ARTICLE III. Amend the title so as to read:—

ARTICLE III.

ENTRANCE FEE, DUES AND SUBSCRIP TION TO BULLETIN

Strike out all present matter and insert:—

Section 1. A member upon joining the Association shall pay, in advance, and entrance fee of $1.00.

Section 2. (a) Yearly dues of a member shall be $4.00, payable in advance upon joining and yearly thereafter upon the anniversary date.

(b) Yearly dues of a present Associate Member shall be $4.00 until he becomes a Life Member upon total payment of $30.00 whereupon his dues shall cease unless he agrees in writing to continue paying yearly dues of $4.00 as a Life Member.

(c) A present Life Member shall pay no dues unless he agrees or has agreed in writing to do so.

Section 3. Fifty cents (50c) of each annual dues payment shall be for subscription to the Association Bulletin.

ARTICLE IV.

Insert "entrance fee and" before "yearly dues."

ARTICLE V.

Section 2. First line, strike out "Life Members" and insert "Association." Fourth line, strike out "Life Members" and insert "Membership."

Section 4. First line, strike out the words "Life members" and insert "the Membership."
Second line, after the word "meetings" strike out the comma and insert "of the Association,".

Section 6. First line, strike out the word "Life" and change the word "Members" to "membership."
Second line, strike out the word "Members" and insert "Association."

Section 7. First line, strike out word "members" and insert "Association."

ARTICLE VI.

Section 3. Second line, strike out the words "Life Members" and insert "Membership."
Third line, strike out the comma after the word "meeting" and insert "of the Association."

Section 6. Ninth line, strike out the words "Life members" and insert "Membership."

Section 8. Second line, insert comma after the word "committee." Third line, insert comma after the word "Country."

ARTICLE VII.

Section 1. Strike out the last two lines and insert "The officers of the Association shall be elected from the membership of the Association."

Section 3. Second line, strike out words "Life members" and insert "Membership."

Section 7. Fourth line, strike out words "Life" Members and insert "of the Membership." Fifth line, strike out "Members" and insert "of the Membership."

Following is a paragraph of the Membership Committee's report which report was offered and adopted at the meeting:—

"It will be noted from the committee report just adopted (committee to hold, count and report votes) that 612 Life Members, heretofore not paying dues,

now agree to such payment at $4.00 per year, insuring a new income from that source of some $2400.00 per annum, thus practically assuring a sufficient income to maintain and to expand somewhat the activities of the Association, which was what the proposed plan sought to accomplish."

One immediate effect of this new plan will be, to provide occasional temporary employment of clerical help to do necessary work on our files to bring them up to date and prepare them for the expansion of our membership confidently expected in the near future, and to do the necessary work in connection with the effort to enroll new members. Also there will be considerable additional clerical work incident to preparation for the biennial membership meeting to be held in Washington, D. C., in February 1946.

Membership Meeting

Article V, Section 1, of the By-Laws provides: "The Association shall meet once every two years at the Home Office on or about the 15th day of February for the election of Officers and Directors and for the transaction of such other business as may be properly brought before it."

It should be noted that at such prescribed meeting the Election of Directors takes place, also the election of Officers by the Directors from among their number. It is expected, that at the stated quarterly meeting of the Directors in December for the last quarter of 1945, plans will be perfected for holding the Association meeting. It is hoped that by February 15, 1946, travel restrictions will be sufficiently relaxed to permit of a large attendance. As soon after the December meeting of the Board of Directors as practicable, certainly by January 15th, as required by the By-Laws, the official call for the meeting will go out. It is hoped that every member will note the date, about February 15, of the meeting and plan to be present.

Bills in Congress

Of interest to our membership are a number of Bills introduced in the present session of Congress. Among them are: H.R. 3451, introduced by Representative Ed. Izac of California, June 12, 1945, seeks to grant to every person heretofore or hereafter retired in any Service mentioned in the Pay and Readjustment Act of 1942, seventy-five percent of allowances in addition to retired pay. H.R. 4144, introduced September 20, 1945, by Mr. Izac, seeks to grant to Officers heretofore or hereafter retired in the Services just mentioned, seventy-five percent of his pay. This is intended to apply to those cases of retirement at 2½ percent of pay for each year served, when the service is less than thirty years; companion bill in Senate is S.1412, introduced by Senator Ernest W. McFarland of Arizona, September 19, 1945. H.R.3990 introduced September 11, 1945 by Representative Robert Sikes, of Florida, seeks to grant to enlisted men of the Regular Army or the Philippine Scouts, retirement after 20 years service with 65 percent of active duty pay and after 30 years service with 75 percent of active duty pay, and to grant retirement after twenty years service to any commissioned officer, commissioned warrant officer, warrant officer or enlisted man of the Army, Navy, Marine Corps or Coast Guard who served honorably at any time between December 6, 1941 and the date of the termination of World War II, with the highest rank in which he served, and seventy-five percent of active duty pay at time of retirement, with a provision making these benefits available to those already on the retired list who completed not less than twenty years' service before retirement.

S.1405 introduced by Senator David I. Walsh of Massachusetts, September 18, 1945, with companion Bill in the House, H.R.4101, introduced by Representative Carl Vinson, on the same date, seeking to provide, a means of reducing the number of officers of the ranks of Rear Admiral and below in the Navy and Major General and below in the Marine Corps through the setting up of Boards to recommend for retirement such numbers of officers in the various grades as may be prescribed in the precepts convening the Boards.

S.949 introduced by Senator Richard B. Russell of Georgia, May 3, 1945, seeks to grant to any officer of the Army, Navy, Marine Corps or Coast Guard, who subsequent to December 7, 1941, shall have been placed on the retired list without having used all accrued leave earned by him while on active duty, the right to have placed to his credit and to use the unused leave during any subsequent period of active duty.

S.878 introduced by Senator Robert F. Wagner of New York for himself, Mr. George and Mr. Murray, on April 17, 1945, seeks to grant coverage of Military Service into the Social Security Act as a credit for covered employment at the rate of $160 per month for each month or any part thereof of active military service performed after September 7, 1939 and before the termination of the present War.

H.R.3171 introduced by Congressman Melvin Price of Illinois, on May 9, seeks to provide an addi-

tional income tax exemption of $2,500 from gross income for any person who shall have served under conditions other than dishonorable, in the active military or naval service of the United States for a period of ninety days or more during the present War, or who has been discharged by reason of injury or disability in line of duty.

H.R.3348, introduced by Representative James P. Geelan of Connecticut on May 29, 1945, seeks to cancel liability for Federal Income taxes upon his pay in the case of any individual who entered upon service in the military or naval forces of the United States on or after September 1, 1940, (1) for the last taxable year ending prior to his entering upon such service, (2) for each taxable year ending during such service (which does not end more than one year after the termination of hostilities in the present war, as proclaimed by the President), and (3) for the first two taxable years beginning after his honorable discharge or release from such service.

H.R.3450 introduced by Representative Thomas D'Alesandro, Jr., of Maryland, June 12, 1945, seeks to provide exclusion from gross income for income tax purposes all amounts received as income by a person while serving as a member of the military or naval forces of the United States prior to the termination of the present war as proclaimed by the President.

H.R.3563 introduced by Representative Francis Case of South Dakota, June 23, 1945, seeks to exempt from gross income, for Federal income tax purposes, in the case of retired enlisted, warrant and commissioned personnel of the Army, Navy, Marine Corps, and Coast Guard, or of any of their respective components, so much of the amount received from the United States as retirement pay during the taxable year as does not exceed $1500.00.

H.R.3683 introduced by Representative Paul J. Kilday of Texas, July 5, 1945, seeks to provide:—"That any personnel belonging to the Army, Navy, Marine Corps, or Coast Guard, who have been or may hereafter be retired after thirty years' active service, shall be deemed to have been or to be retired for disability incurred in line of duty."

H.R.3798 introduced by Representative Ralph E. Church of Illinois, July 13, 1945, seeking to amend Section 15 of the Pay Readjustment Act of 1942 provides that: "Section 1. The retired pay of an officer or enlisted man of any of the services mentioned in this Act, or of any of the reserve components thereof, who served in any capacity as a member of the military or naval forces of the United States prior to November 12, 1918, hereafter retired under any provision of law, shall, unless such officer or enlisted man is entitled to retired pay of a higher grade, be 75 per centum of his active duty pay at the time of retirement. Section 2. No back pay, allowances, or other emoluments shall be held to accrue for any period prior to the date of enactment of this Act by reason of its enactment."

H.R.492 introduced by Representative William Lemke of North Dakota, January 3, 1945, seeks to provide:—"that in addition to the Federal income-tax exemption allowed by the internal Revenue Code, any person who shall have served under conditions other than dishonorable in the active military or naval service of the United States for a period of ninety days or more in time of war or hostilities, or who has been discharged by reason of injury or disability incurred in line of duty, shall be allowed an additional income-tax exemption of $2,000.00 from his gross income."

H.R.493 introduced by Representative William Lemke of North Dakota, January 3, 1945, seeks to provide:—a fifteen percent increase in "the pay provided for retired personnel of the armed services in the Pay Readjustment Act of 1942 (Public Law 607, Seventy-Seventh Congress) as amended," the increase to "take effect on the first of the month following approval of this Act, and shall be effective for six months after the termination of the wars with Germany and Japan."

H.R.1512 seeks to provide an increase of 5 per centum of the base pay of his grade for each three years of service up to thirty years, over the pay now prescribed in the Pay Readjustment Act of 1942, for enlisted men, and to provide maximum pay in the grade in which retired for enlisted men heretofore or hereafter retired with credit for thirty years' service in the Army, Navy or Marine Corps, and who served beyond the Continental limits of the United States between 1896 and 1912, such service having been computed under previous laws as double time towards retirement. This Bill passed the House of Representatives July 3, 1945, was received in the Senate and referred to the Committee on Military Affairs.

H.R.3297 introduced by Representative J. E. Fogarty, of Rhode Island, May 24, 1945, seeks to provide that (a) any person who served as a commissioned officer in the land or naval forces of the United States during the period between April 6, 1917 and November 11, 1918, who is on the retired list and has served on active duty for two years in the present war, shall be advanced to a commissioned rank one grade higher than the rank held by him while

so serving on active duty on the date of the enactment of this Act.

(b) no person coming within the purview of this Act shall be promoted to a higher rank than Captain in the Navy or Coast Guard nor Colonel in the Army or Marine Corps.

S.897 introduced by Senator Francis J. Myers of Pennsylvania, April 18, 1945, seeks to grant to "all officers on inactive status drawing the pay of an officer of the next higher rank (in the lowest pay period of said officer of the higher rank even)" promotion of "one grade and rank, the promotion involving no increased pay" and also to grant to "any officer of the Army who has at any time received from the United States of America a medal citation, or decoration for gallantry or conduct in action or combat with the enemy, receiving the Purple Heart Medal while serving in the armed forces of the United States of America, or who has been specially commended for performance of duty by the head of the executive department under whose jurisdiction said duty was performed, now on inactive status shall be promoted one additional increased grade and rank and officers of the Army on active duty shall have all the benefits of this Act upon retirement (and those who have received such medals, citations, decorations or commendations before or after the passage of this Act shall be promoted to said additional increased grade and rank upon return to inactive status."

S.993 introduced by Senator Richard B. Russell of Georgia (for himself and Senator E. W. McFarland of Arizona) on May 14, 1945, seeks to further amend the Act of July 24, 1941, (55 Stat.603) as amended by the Act approved June 30, 1942, (56 Stat.465) so as to provide that the retired pay of officers of the Navy and Marine Corps serving under temporary appointments, "shall, on condition that their performance of duty under such temporary appointments has been satisfactory, be based on the highest active duty pay received while on active duty."

S.900 introduced by Senator Chan Gurney of South Dakota on April 19, 1945, seeks "to provide that service as a cadet, midshipman, or aviation cadet shall be credited for pay purposes, and that service as a cadet or midshipman shall be credited for retirement purposes, in the case of military and naval personnel."

COMPTROLLER GENERAL'S DECISIONS

On June 5, 1945 the Secretary of War, in view of war conditions, requested a decision by the Comptroller General—"whether, provided Army Regulations are amended, payment of mileage, transportation of dependents, and shipment of household goods, or reimbursement covering cost of such transportation or shipment may properly be made in connection with retirement or relief from active duty provided the travel is begun within one year after the termination of the War in which the United States is now engaged or within one year after date of retirement or relief from active duty whichever is later."

The Honorable Frank L. Yates, Assistant Comptroller General, on July 2, 1945 in decision B-50296 replied as follows:—"In view of the circumstances related in your letter, this office would not be required to object to otherwise proper payments of mileage, the furnishing of transportation of dependents and shipment of household goods, or reimbursement covering cost of such transportation or shipment incident to retirement or relief from active duty of officers entitled by law to such benefits, provided the travel is accomplished within one year after termination of the War in which the United States is now engaged, or within one year after date of retirement or relief from active duty, whichever is later, if the Army Regulations should be amended to provide therefor."

We are advised that change No. 14, dated 17 September 1945, to Army Regulations authorizes transportation of dependents in conformity with the foregoing decision and that amendments to Army Regulation covering shipment of household goods are under consideration.

Another decision of the Comptroller General is referred to in War Department Circular No. 277 of 14 September 1945 as follows:—

"IX . . DUAL COMPENSATION. The Comptroller General of the United States, in his decisions, B-50542, 11 July and 20 August 1945, respectively, with reference to the application of the Federal dual compensation and employment statutes to employment of Army officers with the United Nations Relief and Rehabilitation Administration, set forth the following principles:

"1. Retired Army officers.—A retired Army officer may, without regard to the dual compensation and employment statutes (act of 10 May 1916, as amended; act of 31 July 1894, as amended; and section 212

of the act of 30 June 1932), accept an office or position with the United Nations Relief and Rehabilitation Administration—an international agency—the salary of which is payable from contributions to the administrative expense fund of the Administration made from moneys appropriated by section 201 of the act of 30 June 1944.

"2. Regular Army officers on terminal leave.—The term "civil office" as used in section 1222, Revised Statutes, providing that the commission of an Army officer on the active list shall be vacated should he accept such an office, includes not only a Federal office but, also, a non-Federal office such as with the United Nations Relief and Rehabilitation Administration — an international agency — and, therefore, the acceptance of an office or position with said Administration by an officer of the Regular Army on the active list during terminal leave from the military service would vacate his commission effective on the date of acceptance of the civil office.

"3. Other than Regular Army officers on terminal leave.—Section 1222, Revised Statutes, has reference to an "officer of the Army on the active list" and, while the phrase "officer of the Army"—standing alone—might be viewed as including an officer of any of the components of the Army of the United States or one temporarily appointed therein, without regard to component, it long has been recognized that the term "active list," with reference to officers of the Army, generally is used to denote officers of the Regular Army other than those—and as distinguished from those—on the "retired list" and that such term generally has no application to other officers of the Army of the United States. Therefore, paragraph 2, so far as the provisions of section 1222, Revised Statutes, are concerned, is not to be understood as applicable to officers other than those of the Regular Army.

(AG 241 (10 Sep 45))"

RETIRED PAY OF THE ARMY

Our thanks are extended to Mrs. C. C. Sniffen, widow of the late General Sniffen, for the following information which she compiled from the publication "Congressional Globe," which preceded the Congressional Record.

Congressional Globe, 1st session, 37th Congress (Appendix page 32).

Act Aug. 3, 1861, to provide for the better organization of the military establishment.

Sec. 15. Any commissioned officer of the Army or Marine Corps, who shall have served as such 40 consecutive years may, upon his own application to the President, be placed upon the list of retired officers with the pay and emoluments allowed by this act.

Sec. 16. If any commissioned officer of the Army or Marine Corps shall have become, or shall hereafter become, incapable of performing the duties of his office he shall be placed upon the retired list and withdrawn from active service and command, and from the line of promotion, with the following pay and emoluments: the pay proper of the highest rank held by him at the time of his retirement, whether by staff or regimental commission, and four rations per day, and without any other pay, emoluments or allowances; and the next officer in rank shall be promoted to the place of the retired officer according to the established rules of the service. x x *Provided*, That there shall not be on the retired list at any one time more than seven per cent of the whole number of officers as fixed by law.

Sec. 17. The Secretary of War, under the direction and approval of the President, shall from time to time assemble a board x x to be invested with the powers of a court of inquiry and court-martial x x If the board finds an officer incapacitated for active service it will report whether it results from long and faithful service, from wounds or injury received in line of duty, from sickness or exposure, or any other incident of service, and the disabled officer shall be placed upon the list of retired officers according to the provisions of this act.

There was no Yea and Nay vote on either the bill or the retired amendment, but the Conference Report was agreed to in the Senate by 27 Yeas and 9 Nays. See Page 372. The conferees were Senators Henry Wilson of Massachusetts; R. M. Rice of Minnesota; Representative Francis P. Blair, Jr., of Missouri; J. J. Crittenden of Kentucky; and A. B. Olin of New York.

There was practically no debate in the House. That in the Senate was similar in tone. A few samples follow:

Page 16. Senator Grimes of Iowa, Chairman Naval Committee, July 6, 1861, said—

Some of the commanders of regiments in the regular service are utterly incapacitated for the performance of their duty and ought to be retired upon some terms, and efficient men placed in their stead. But the same reason that prevails for the creation of a retired list in the Army prevails to a greater extent in regard to officers of the Navy. This bill provides that after an officer has seen 40 years he may voluntarily be retired on a given pay. There is not a single Captain in the Navy who has not seen more than 42 years service. There are lieutenants

of the Navy who have for four years been inmates of insane asylums and who are regarded as incurable. They stand in the way of promotion of junior meritorious officers and such men ought to be on a retired list.

Page 159. Senator Wilson, Chairman Military Committee, July 17, said—

It is important to the country at this time that some forty persons in the Army should be retired. We have colonels, lieutenant-colonels and majors, old men, worn out by exposure in the service, who cannot perform their duties; men who ought to be honorably retired and receive the compensation provided in this measure.

Page 162. Bills have been reported in both Houses over and over again, to retire these officers of the Army, and if it had not been for the trouble growing out of the administration of the old law in regard to the Navy, I have no doubt such a bill would have passed. Those bills have been considered at nearly every session during the last five or six years and the Congress ought not to adjourn without passing some such measure. Take the four regiments of artillery. Four of those colonels ought to be retired. Not one of them, owing to age or infirmities, will be ordered into the field. Two lieutenant-colonels are in the same condition and some of the majors. They cannot go into the field and you have to pay them where they are. They render no service and the younger officers, captains, will command regiments and receive the pay of captains. We do not wish to do any injustice and in this bill we allow men who have served 40 years to retire if they choose to do so, and if not, we have an examining board and retire them on a compensation that nobody objects to.

Page 163. We have officers from 70 to 83 years of age and incapable to go in the field and take command. Is it not right to say to these old officers "You are unable to serve us in this crisis. You have served us ably, faithfully, and bravely. Now we will retire you honorably with a compensation that is ample"—then bring forward men of vigor who have served as captains 20 or 30 years, to take command of regiments.

Because of Senator Wilson's remarks regarding bills having been reported previously, I looked in several prior volumes and find—

Second sessions, 35th Congress, Dec. 22, 1858,—

Page 169. Jefferson Davis reported from Military Committee a bill "to increase the efficiency of the Army and Marine Corps by retiring disabled or infirm officers.

Page 792. Same introduced in House by Charles J. Faulkner of Virginia Feb. 3, 1859.

First session, 36th Congress, Jan. 9, 1860.

Page 374. Jefferson Davis introduced a bill "to promote the efficiency of the Army by retiring disabled or infirm officers."

Page 400. As Chairman of the Military Committee, he reported bill to the Senate without amendment January 11.

Page 814. Representative S. R. Curtis of Iowa introduced Feb. 16, 1860—a bill for retiring superannuated officers of the army.

Page 3137. Representative Bonham, by unanimous consent, June 20, 1860, introduced bill to retire disabled officers of the army.

No action or debates on any of these bills was found.

A second Act pertaining to a retired list was passed July 17, 1862.

Second session, 37th Congress (Appendix, page 414)—

Sec. 12. That whenever the name of any officer of the Army or Marine Corps now in the service, or who may hereafter be in the service of the United States, shall have been borne on the Army register or Naval register 45 years, or he shall be of the age of 62 years, it shall be in the discretion of the President to retire him from active service and direct that his name be entered on the retired list of officers of the grade to which he belonged at the time of such retirement; and the President is hereby authorized to assign any officer retired under this section, or the Act of Aug. 3, 1861, to any appropriate duty, and such officer thus assigned shall receive the full pay and emoluments of his grade while so assigned or employed.

This bill hung fire for six months before final passage but there were no debates of any consequence on the retired amendment.

Regarding the limitation in section 16, Act. Aug. 3, 1861, it might be added—

The act of July 15, 1870, provided that the num-

CORRECTION!

A typographical error in the table on page 6 of the April 1945 Bulletin gives the income tax base for a Major General in the Army, with dependents —over 30 years service on duty in U. S. as $6,000. The correct figure is $6,500.

ber—not to exceed 300—be fixed at the discretion of the President.

The act of July 17, 1878, increased the number to 400. But the act of Feb. 16, 1891, decreased it to 350 and provided that when an officer on the *limited* list reached the age of 64 he would be transferred to the *unlimited* list.

The act of Sept. 17, 1919, provided that an officer retired for physical disability should *not* be placed on the limited list.

The PAY was changed to 75% by act of July 15, 1870.

By decision of the Supreme Court Mar. 13, 1882, in the case of Major R. W. Tyler, officers were allowed to include time on the retired list for an increase of longevity—10% for each five years up to 40%. See 105 Sup. Ct. 244, or G. O. 40, 1882. This privilege was taken away by act of June 30, 1902—but was restored to officers retired for wounds by act of Mar. 3, 1903.

18 December 1944

IMPORTANT

It is to the interest of each member himself to keep current his mailing address in this office. An astonishing number of pieces of mail are returned marked "Moved—Left No Address."

Form 3526.—Ed. 1933

STATEMENT OF THE OWNERSHIP, MANAGEMENT, CIRCULATION, ETC., REQUIRED BY THE ACTS OF CONGRESS OF AUGUST 24, 1912, AND MARCH 3, 1933

Of RETIRED OFFICERS ASSOCIATION BULLETIN, published quarterly at Washington, District of Columbia, for the year ending October 1, 1945.

Washington } ss.
District of Columbia }

Before me, a Notary Public in and for the District of Columbia, personally appeared Harry G. Hamlet, who, having been duly sworn according to law, deposes and says that he is the Editor of the Retired Officers Association Bulletin, and that the following is, to the best of his knowledge and belief, a true statement of the ownership, management (and if a daily paper, the circulation), etc., of the aforesaid publication for the date shown in the above caption, required by the Act of August 24, 1912, as amended by the Act of March 3, 1933, embodied in section 537, Postal Laws and Regulations, printed on the reverse of this form, to wit:

1. That the names and addresses of the publisher, editor, managing editor, and business managers are:
Publisher, Retired Officers Association Incorporated, 2517 Connecticut Ave., NW, Washington 8, D. C.
Editor, Harry G. Hamlet, 2517 Connecticut Ave., NW, Washington 8, D. C.
Managing Editor, Harry G. Hamlet, 2517 Connecticut Ave., NW, Washington 8, D. C.
Business Manager, Harry G. Hamlet, 2517 Connecticut Ave., NW, Washington 8, D. C.

2. That the owner is: (If owned by a corporation, its name and address must be stated and also immediately thereunder the names and addresses of stockholders owning or holding one per cent or more of total amount of stock. If not owned by a corporation, the names and addresses of the individual owners must be given. If owned by a firm, company, or other unincorporated concern, its name and address, as well as those of each individual member, must be given.)
Retired Officers Association, Incorporated, 2517 Connecticut Ave., NW, Washington 8, D. C.
David F. Sellers, President, 2216 Wyoming Ave., NW, Washington 8, D. C.
Louis McCarty Little, 1st Vice-President, 3010 "O" St., NW, Washington 7, D. C.
Walter C. Baker, 2d Vice-President, 3133 Connecticut Ave., NW, Washington 8, D. C.
Charles W. Cairnes, 3d Vice-President, Ontario Apartments, 18th St., NW, Washington 9, D. C.
Harry G. Hamlet, Executive Vice-President and Treasurer, 6410 Beechwood Drive, Chevy Chase 15, Maryland.

3. That the known bondholders, mortgagees, and other security holders owning or holding 1 per cent or more of total amount of bonds, mortgages, or other securities are: (If there are none, so state.) None.

4. That the two paragraphs next above giving the names of the owners, stockholders, and security holders, if any, contain not only the list of stockholders and security holders as they appear upon the books of the company but also, in cases where the stockholder or security holder appears upon the books of the company as trustee or in any other fiduciary relation, the name of the person or corporation for whom such trustee is acting, is given; also that the said two paragraphs contain statements embracing affiant's full knowledge and belief as to the circumstances and conditions under which stockholders and security holders who do not appear upon the books of the company as trustees, hold stock and securities in a capacity other than that of a bona fide owner; and this affiant has no reason to believe that any other person, association, or corporation has any interest direct or indirect in the said stock, bonds, or other securities than as so stated by him.

5. That the average number of copies of each issue of this publication sold or distributed, through the mails or otherwise, to paid subscribers during the twelve months preceding the date shown above is..... (This information is required from daily publications only.)

HARRY G. HAMLET, Editor.

Sworn to and subscribed before me this 9th day of October, 1945.
[SEAL]
DOROTHY B. GOLDMAN.
(My commission expires January 14, 1949)

RETIRED OFFICERS ASSOCIATION BULLETIN
2517 Connecticut Avenue, N.W.
Washington 8, D. C.
Entered as second class matter, May 2, 1945, at the Post Office at Washington, D. C., under the Act of March 3, 1879.